IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Michael J. BULLINGER Examiner: Phi Dieu Tran A Applicant:

Group Art Unit: 3637

Serial No.: 10/697,788

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GUTTER AND COVER SYSTEM Title:

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

In accordance with 37 C.F.R. § 41.31, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Rejection of claims 8-25 and 28-29 of the aboveidentified application, as set forth in the Office Action mailed October 15, 2010.

Payment is made by credit card in the amount of \$270.00 to cover the required fee for filing this Notice of Appeal for a small entity as set forth under 37 C.F.R. § 41.20(b)(1).

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725.

23552

Respectfully submitted,

MERCHANT & GOULD P.C.